IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

OP.No. 18483 of 2001(A)

PETITIONER:

1.V.K.JIJY, VARAKUKALAYIL, DRIVER, DEVICOLAM TALUK COOPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.NO.1-136, ADIMALY P.O., IDUKKI DIST.

2.P.G.AJITHA, PUTHENPURAYIL, CLERK/CASHIER, DEVICOLAM TALUK COOPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD. NO.1-136, ADIMALY P.O., IDUKKI DIST.

3.SHIBU PAUL, KEEPPANASSERIL, CLERK/CASHIER, -DO- -DO-

4.K.S.SUDEESH, KIZHAKANCHERIL, PEON/WATCHMAN, -DO- -DO-

5.ANNILE JACOB, ANCHERIL HOUSE, CLERK/CASHIER, -DO-

6.JAMEELA BEEVI M., KANDANTHARAYIL, TYPIST, -DO- -DO-

BY ADV. SRI.V.M.KURIAN
SRI.A.V.THOMAS
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS

RESPONDENTS:

1.THE DEVIKOLAM TALUK COOPERATIVE AGRICULTURAL& RURAL DEVELOPMENT BANK LTD., NO.1-136, ADIMALI 685 561, IDUKKI DIST., REP. BY ITS SECRETARY.

2.THE REGISTRAR OF COOPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

3.THE JOINT REGISTRAR OF COOPERATIVE SOCIETIES, IDUKKI, PAINAVU PO, IDUKKI DIST.

BY ADV. SRI.C.K.VIDYASAGAR
SRI.P.CHANDY JOSEPH
GOVERNMENT PLEADER SMT.T.B.REMANI.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO.29783/01 IN O.P.NO.18483/01

DISMISSED

30.3.2007. SD/- KURIAN JOSEPH, JUDGE.

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF ORDER NO.C.R.B. 3110/97 DT. 13.8.1997 PASSED BY THE THIRD RESPONDENT.

EXT.P2 : TRUE COPY OF THE NOTICE DT. 19.12.1997 PUBLISHED IN MALAYALA MANORAMA DAILY DT. 24.12.1997.

EXT.P3 : TRUE COPY OF RESOLUTION NO.46 DT. 31.5.1999 PASSED BY THE FIRST RESPONDENT.

EXT.P4 : TRUE COPY OF THE ORDER DT. 7.12.1999 ISSUED TO THE FIRST PETITIONER.

EXT.P4A TRUE COPY OF THE ORDER DT. 7.12.1999 ISSUED TO THE 2ND PETITIONER.

EXT.P4B TRUE COPY OF THE ORDER DT. 7.12.1999 ISSUED TO THE 3RD PETITIONER.

EXT.P4C -DO- ISSUED TO THE 4TH PETITIONER.

EXT.P4D -DO- ISSUED TO THE 5TH PETITIONER.

EXT.P4E -DO- ISSUED TO THE 6TH PETITIONER.

EXT.P5 TRUE COPY OF THE RESOLUTION NO.111 DT. 7.12.1999 PASSED BY THE FIRST RESPONDENT BANK.

EXT.P6 TRUE COPY OF THE LETTER DT. 16.6.2000 ISSUED BY THE THIRD RESPONDENT TO THE FIRST RESPONDENT.

EXT.P7 TRUE COPY OF THE RESOLUTION NO.182 DT. 26.7.2000 OF THE FIRST RESPONDENT.

EXT.P8 TRUE COPY OF THE REPORT DT. 23.3.2001 SENT BY THE THIRD RESPONDENT TO THE 2ND RESPONDENT.

EXT.P9 TRUE COPY OF THE ORDER NO.C.R.B. 3219/99 DT. 6.6.2001 ISSUED BY THE THIRD RESPONDENT.

TGS

KURIAN JOSEPH, J.

O.P.No.18483 of 2001

Dated this the 30th day of March, 2007

JUDGMENT

The challenge is on Ext.P9 order passed by the 3rd respondent as directed by the second respondent. The issue pertains to the appointment of the petitioners under the first respondent. Despite the interim order of stay ever since 22-6-2001 there is no counter affidavit. It is seen from the report of the Joint Registrar, which is marked as Ext.P8, that the appointment was in the interest of the first respondent Society and there was no material illegality vitiating the selection. Therefore, Ext.P9 is quashed.

The writ petition is disposed of as above.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.No.18483 of 2001

JUDGMENT

30th March, 2007